

HON. BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRIAN ADOLPH, individually and on behalf
of all others similarly situated; KERRI
ADOLPH, individually and on behalf of all
others similarly situated;

Plaintiff,

v.

REEDHEIN & ASSOCIATES d/b/a
TIMESHARE EXIT TEAM; MAKAYMAX
INC.; HEIN & SONS INDUSTRIES, INC.;
BRANDON REED, individually; and
TREVOR HEIN, individually,

Defendants.

Case No. 2:21-cv-01378-BJR

**ORDER GRANTING UNOPPOSED
MOTION TO AMEND
PRELIMINARY APPROVAL
ORDER**

WHEREAS, this matter has come before the Court pursuant to the *Unopposed Motion to Amend Preliminary Approval Order* (the “Motion”);

WHEREAS, this Court has considered all of the submissions related to the Motion and is otherwise fully advised;

1 IT IS HEREBY ORDERED AS FOLLOWS:

- 2 a. Brian Adolph's motion to modify the court's December 30, 2022 order is
- 3 **GRANTED.**
- 4 b. The March 23, 2023 Fairness Hearing is **STRICKEN.**
- 5 c. The Fairness Hearing is set for May 16, 2023.
- 6 d. Paragraphs ten, eleven, twelve, and fourteen of the December 30 order shall be
- 7 amended to read as follows:
- 8

9 10. The Fairness Hearing will be held on May 16, 2023, at 1:00 PM before this

10 Court, at the United States District Court, Western District of Washington, 700 Steward

11 Street, Seattle, WA 98101, to consider whether the Settlement should be finally approved

12 as fair, reasonable, and adequate.

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14 11. On or before May 10, 2023, Class Counsel shall file with the Court any

15 memoranda or other materials in support of final approval of the Settlement.

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17 12. Any Class Member who has not excluded themselves from the Class may

18 appear at the Fairness Hearing or by counsel (at their own expense) and may be heard, to

19 the extent allowed by the Court, either in support of or in opposition to the Settlement.

20 However, no Class Member shall be heard at the Fairness Hearing unless such a person

21 files a "Notice of Intent to Appear in *Brian Adolph et al. v. Reed Hein & Associates et al.*,

22 Case No. 2:21-cv-01378BJR" with the Clerk of Court on or before May 3, 2023 and

23 delivers the same to Class Counsel and Defendants' counsel so that it is received by May

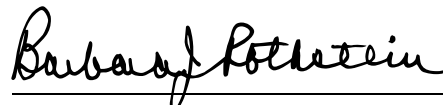
24 3, 2023. In the notice, the Class Member must include their name, address, telephone

25

1 number, and a signature. Class Members who intent to object at the Fairness Hearing must
2 also have followed the procedure for objection in writing as set in Paragraph 9 of this
3 Order.

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5 14. Any Class Member may hire an attorney at their own expense to appear in the
6 action. Such attorney shall serve a Notice of Appearance on Class Counsel so that it is
7 received on or before May 3, 2023 and file it with the Court within ten days of service on
8 Class Counsel.

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10 DATED this 10th day of March, 2023.

11
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13 Barbara Jacobs Rothstein
14 U.S. District Court Judge

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16
17
18 Approved as to form:

19 /s/ Gregory Albert
20 Gregory Albert, WSBA No. 42673
21 Albert Law PLLC
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23 Seattle, WA 98121
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Attorney for Class Representative Brian Adolph